

**FORTY-SEVENTH LEGISLATIVE DAY  
FRIDAY, FEBRUARY 27, 2004**

House of Representatives

The House convened at 8 a.m., Mr. Denney in the Chair.

Roll call showed 66 members present.

Absent and excused -- Crow, Jones, Schaefer, Mr. Speaker.  
Total -- 4.

Total -- 70.

Prayer was offered by Chaplain Jim Hardenbrook.

The Pledge of Allegiance was led by Laura Cox, Page.

**Approval of Journal**

February 27, 2004

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have read and approved the House Journal of the Forty-sixth Legislative Day and recommend that same be adopted as corrected.

FIELD(18), Chairman

Mrs. Field(18) moved that the report be adopted. Seconded by Mrs. Boe. Report adopted.

**Consideration of Messages from the  
Governor and the Senate**

February 25, 2004

Mr. Speaker:

I transmit herewith enrolled S 1253 for the signature of the Speaker.

WOOD, Secretary

The Acting Speaker announced that enrolled S 1253 would be signed by the Speaker, and when so signed, ordered it returned to the Senate.

February 26, 2004

Mr. Speaker:

I transmit herewith S 1224, S 1340, S 1234, as amended, S 1279, as amended, S 1243, as amended, and S 1299 which have passed the Senate.

WOOD, Secretary

S 1224, S 1340, S 1234, as amended, S 1279, as amended, S 1243, as amended, and S 1299 were filed for first reading.

**Report of Standing Committees**

February 27, 2004

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION report that we have printed HCR 52, HCR 53, HJM 21, H 766, H 767, H 768, H 769, H 770,

H 771, H 772, H 773, H 774, H 775, H 776, H 777, H 778, H 779, H 780, H 781, H 782, and House Amendments to H 609, H 589, HCR 42, H 651, H 630, H 726, H 696, H 634, H 636.

FIELD(18), Chairman

HCR 52, HJM 21, H 777, H 778, and H 779 were referred to the State Affairs Committee.

H 769 was referred to the Commerce and Human Resources Committee.

H 771 was referred to the Judiciary, Rules, and Administration Committee.

H 773 was referred to the Business Committee.

H 774 was referred to the Resources and Conservation Committee.

H 775 and H 776 were referred to the Agricultural Affairs Committee.

H 780, H 781, and H 782 were referred to the Revenue and Taxation Committee.

HCR 53, H 766, H 767, H 768, H 770, and H 772 were filed for second reading.

February 27, 2004

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have engrossed H 609, as amended, H 589, as amended, HCR 42, as amended, H 651, as amended, H 630, as amended, H 726, as amended, H 696, as amended, H 634, as amended, and H 636, as amended.

FIELD(18), Chairman

H 609, as amended, H 589, as amended, HCR 42, as amended, H 651, as amended, H 630, as amended, H 726, as amended, H 696, as amended, H 634, as amended, and H 636, as amended were filed for first reading of engrossed bills.

February 25, 2004

Mr. Speaker:

We, your COMMITTEE ON EDUCATION, report that we have had under consideration H 728 and report it back with amendments attached to be placed on General Orders for consideration.

BARRACLOUGH, Chairman

H 728 was placed on General Orders for consideration.

February 26, 2004

Mr. Speaker:

We, your COMMITTEE ON ENVIRONMENTAL AFFAIRS, report that we have had under consideration S 1278 and recommend that it do pass.

RAYBOULD, Chairman

**S 1278** was filed for second reading.

February 26, 2004

Mr. Speaker:

We, your COMMITTEE ON AGRICULTURAL AFFAIRS, report that we have had under consideration **HJM 18** and **H 682** and recommend that they do pass.

JONES, Chairman

**HJM 18** and **H 682** were filed for second reading.

There being no objection, the House advanced to the Seventh Order of Business.

### Motions, Memorials, and Resolutions

Mr. Moyle moved that all rules of the House interfering with the immediate consideration of **HCR 53** be suspended; that the portions of Section 15, Article 3 of the Constitution of the State of Idaho, requiring all bills to be read on three several days be dispensed with, this being a case of urgency; and that **HCR 53** be read the first time by title, second time by title, and third time at length, and placed before the House for final consideration. Seconded by Ms. Jaquet.

The question being, "Shall the rules be suspended?"

Roll call resulted as follows:

AYES -- Andersen, Barraclough, Barrett, Bauer, Bayer, Bedke, Black, Block, Boe, Bolz, Bradford, Campbell, Cannon, Clark, Collins, Deal, Denney, Douglas, Eberle, Edmunson, Ellsworth, Eskridge, Field(18), Field(23), Gagner, Garrett, Harwood, Henbest, Jaquet, Kellogg, Kulczyk, Lake, Langford, Langhorst, Martinez, McGeachin, McKague, Meyer, Miller, Mitchell, Moyle, Naccarato, Nielsen, Pasley-Stuart, Raybould, Ridinger, Ring, Ringo, Roberts, Robison, Rydall, Saylor, Shepherd, Shirley, Skippen, Smith(30), Smith(24), Smylie, Snodgrass, Stevenson, Trail, Wills, Wood. Total -- 63.

NAYS -- None.

Absent and excused -- Bell, Crow, Cuddy, Jones, Sali, Schaefer, Mr. Speaker. Total -- 7.

Total -- 70.

Whereupon the Acting Speaker declared that more than two-thirds of the membership having voted in the affirmative, the motion carried, the rules were suspended, and **HCR 53** was read the first time by title, second time by title, and third time at length, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Black to open debate.

The question being, "Shall **HCR 53** be adopted?"

Whereupon the Acting Speaker declared **HCR 53** adopted by voice vote and ordered the resolution transmitted to the Senate.

### Introduction, First Reading, and Reference of Bills and Joint Resolutions

#### HOUSE BILL NO. 783

#### BY APPROPRIATIONS COMMITTEE

#### AN ACT

APPROPRIATING MONEYS FROM THE IDAHO MILLENNIUM INCOME FUND TO THE STATE TREASURER FOR THE PURPOSE AND PROGRAM SPECIFIED FOR FISCAL YEAR 2005; APPROPRIATING MONEYS AND DIRECTING THE STATE CONTROLLER TO TRANSFER MONEYS FOR THE PURPOSES AND PROGRAMS SPECIFIED FOR FISCAL YEAR 2005; PROVIDING LEGISLATIVE INTENT TO THE CATASTROPHIC HEALTH CARE COST PROGRAM BOARD REGARDING CERTAIN EXPENDITURES; AND PROVIDING THAT CERTAIN UNEXPENDED AND UNENCUMBERED MONEYS SHALL BE REVERTED.

#### HOUSE BILL NO. 784

#### BY APPROPRIATIONS COMMITTEE

#### AN ACT

APPROPRIATING MONEYS TO THE DEPARTMENT OF CORRECTION FOR FISCAL YEAR 2005; LIMITING THE NUMBER OF AUTHORIZED FULL-TIME EQUIVALENT POSITIONS; DECLARING FINDINGS AND INTENT OF THE LEGISLATURE; AND EXPRESSING LEGISLATIVE INTENT WITH REGARD TO OUT-OF-STATE PLACEMENTS.

#### HOUSE BILL NO. 785

#### BY APPROPRIATIONS COMMITTEE

#### AN ACT

APPROPRIATING MONEYS TO THE OFFICE OF THE STATE APPELLATE PUBLIC DEFENDER FOR FISCAL YEAR 2005; AND LIMITING THE NUMBER OF AUTHORIZED FULL-TIME EQUIVALENT POSITIONS.

#### HOUSE BILL NO. 786

#### BY APPROPRIATIONS COMMITTEE

#### AN ACT

APPROPRIATING MONEYS TO THE ATTORNEY GENERAL FOR FISCAL YEAR 2005; LIMITING THE NUMBER OF AUTHORIZED FULL-TIME EQUIVALENT POSITIONS; DIRECTING THE TRANSFER OF FUNDS ON JUNE 30, 2004; REVISING THE EFFECTIVE DATES OF CERTAIN FISCAL YEAR 2004 APPROPRIATIONS FOR THE SPECIAL LITIGATION PROGRAM; AND DECLARING AN EMERGENCY FOR SECTIONS 3 AND 4 OF THIS ACT.

#### HOUSE BILL NO. 787

#### BY EDUCATION COMMITTEE

#### AN ACT

RELATING TO COURSES OF INSTRUCTION; AMENDING CHAPTER 16, TITLE 33, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 33-1617, IDAHO CODE, TO REQUIRE DEVELOPMENT OF GOALS FOR ENGLISH LANGUAGE LEARNERS, FORMULATION OF DISTRICT PLANS, REPORTS TO THE STATE BOARD OF EDUCATION AND RECOMMENDATIONS TO THE

LEGISLATURE.

**HOUSE BILL NO. 788**  
**BY REVENUE AND TAXATION COMMITTEE**  
**AN ACT**

RELATING TO TAX CREDITS; AMENDING CHAPTER 30, TITLE 63, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 63-3029H, IDAHO CODE, TO DEFINE TERMS, TO PROVIDE AN INCOME TAX CREDIT FOR ELIGIBLE EXPENDITURES RELATING TO CERTAIN NATURAL RESOURCE PLANS AND RELATING TO CERTAIN SPECIES MANAGEMENT OR RECOVERY PLANS, AND TO PROVIDE FOR REVIEW AND APPROVAL OF QUALIFIED EXPENDITURES BEFORE A TAX CREDIT SHALL BE APPROVED; PROVIDING AN EFFECTIVE DATE AND PROVIDING FOR RETROACTIVE APPLICATION.

**H 783, H 784, H 785, H 786, H 787, and H 788** were introduced, read the first time by title, and referred to the Judiciary, Rules, and Administration Committee for printing.

**S 1224**, by Bailey, was introduced, read the first time by title, and referred to the Transportation and Defense Committee.

**S 1340**, by Commerce and Human Resources Committee, was introduced, read the first time by title, and referred to the Commerce and Human Resources Committee.

**S 1234**, as amended, and **S 1243**, as amended, by Judiciary and Rules Committee, were introduced, read the first time by title, and referred to the Judiciary, Rules, and Administration Committee.

**S 1279**, as amended, by Health and Welfare Committee, was introduced, read the first time by title, and referred to the Environmental Affairs Committee.

**S 1299**, by Health and Welfare Committee, was introduced, read the first time by title, and referred to the Health and Welfare Committee.

**First Reading of Engrossed Bills**

**H 609**, as amended, **H 589**, as amended, and **HCR 42**, as amended, by Judiciary, Rules, and Administration Committee, were introduced, read the first time by title and filed for second reading.

**H 651**, as amended, by Revenue and Taxation Committee, was introduced, read the first time by title and filed for second reading.

**H 630**, as amended, and **H 726**, as amended, by State Affairs Committee, were introduced, read the first time by title and filed for second reading.

**H 696**, as amended, by Health and Welfare Committee, was introduced, read the first time by title and filed for second

reading.

**H 634**, as amended, and **H 636**, as amended, by Resources and Conservation Committee were introduced, read the first time by title and filed for second reading.

**Second Reading of Bills and Joint Resolutions**

**HCR 51**, by Health and Welfare Committee, was read the second time by title and filed for third reading.

**H 762, H 763, and H 764**, by Appropriations Committee, were read the second time by title and filed for third reading.

**H 653 and H 678**, by Agricultural Affairs Committee, were read the second time by title and filed for third reading.

**H 713 and H 740**, by Education Committee, were read the second time by title and filed for third reading.

**HJR 11**, by Ways and Means Committee, was read the second time by title and filed for third reading.

**H 531**, by Trail, was read the second time by title and filed for third reading.

**H 671**, by Business Committee, was read the second time by title and filed for third reading.

**S 1227 and S 1228**, by Judiciary and Rules Committee, were read the second time by title and filed for third reading.

**S 1277**, by Commerce and Human Resources Committee, was read the second time by title and filed for third reading.

**S 1252**, by State Affairs Committee, was read the second time by title and filed for third reading.

**H 753**, by Revenue and Taxation Committee, was read the second time by title and filed for third reading.

**S 1365 and S 1377**, by Finance Committee, were read the second time by title and filed for third reading.

**Third Reading of Bills and Joint Resolutions**

Mr. Moyle asked unanimous consent that **H 655, H 544**, as amended, and **H 592** retain their places on the Third Reading Calendar until Monday, March 1, 2004. There being no objection, it was so ordered.

Mr. Moyle asked unanimous consent that **H 656 and H 552**, as amended, be placed at the bottom of the Third Reading Calendar. There being no objection, it was so ordered.

**H 593** was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Acting Speaker recognized Mr. Saylor to

open debate.

The question being, "Shall **H 593** pass?"

Roll call resulted as follows:

AYES -- Andersen, Barraclough, Bauer, Bayer, Bell, Black, Block, Boe, Bolz, Bradford, Campbell, Cannon, Clark, Collins, Cuddy, Denney, Douglas, Eberle, Edmunson, Ellsworth, Eskridge, Field(18), Field(23), Gagner, Garrett, Henbest, Jaquet, Kellogg, Lake, Langhorst, Martinez, McGeachin, Meyer, Miller, Mitchell, Moyle, Naccarato, Nielsen, Pasley-Stuart, Raybould, Ridinger, Ring, Ringo, Roberts, Robison, Rydalch, Saylor, Shepherd, Shirley, Skippen, Smith(30), Smith(24), Smylie, Snodgrass, Stevenson, Trail, Wills, Wood. Total -- 58.

NAYS -- Barrett, Harwood, Kulczyk, Langford, McKague. Total -- 5.

Absent and excused -- Bedke, Crow, Deal, Jones, Sali, Schaefer, Mr. Speaker. Total -- 7.

Total -- 70.

Whereupon the Acting Speaker declared **H 593** passed the House. Title was approved and the bill was ordered transmitted to the Senate.

**H 633** was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Acting Speaker recognized Mrs. Field(23) to open debate.

The question being, "Shall **H 633** pass?"

Roll call resulted as follows:

AYES -- Andersen, Barraclough, Barrett, Bauer, Bayer, Bedke, Bell, Black, Block, Bolz, Bradford, Campbell, Cannon, Clark, Collins, Cuddy, Deal, Denney, Douglas, Eberle, Edmunson, Ellsworth, Eskridge, Field(18), Field(23), Garrett, Harwood, Henbest, Jaquet, Kellogg, Kulczyk, Lake, Langford, Langhorst, Martinez, McGeachin, McKague, Meyer, Miller, Mitchell, Moyle, Naccarato, Nielsen, Pasley-Stuart, Raybould, Ridinger, Ring, Ringo, Roberts, Robison, Rydalch, Saylor, Shepherd, Shirley, Skippen, Smith(30), Smith(24), Smylie, Snodgrass, Stevenson, Trail, Wills, Wood. Total -- 63.

NAYS -- None.

Absent and excused -- Boe, Crow, Gagner, Jones, Sali, Schaefer, Mr. Speaker. Total -- 7.

Total -- 70.

Whereupon the Acting Speaker declared **H 633** passed the House. Title was approved and the bill was ordered transmitted to the Senate.

**H 667** was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Acting Speaker recognized Ms. Jaquet to open debate.

The question being, "Shall **H 667** pass?"

Roll call resulted as follows:

AYES -- Andersen, Barraclough, Bauer, Bedke, Bell, Black, Block, Boe, Bolz, Campbell, Cannon, Clark, Collins, Cuddy, Deal, Denney, Douglas, Eberle, Edmunson, Ellsworth, Eskridge, Field(18), Field(23), Gagner, Garrett, Henbest, Jaquet, Kellogg, Lake, Langford, Langhorst, Martinez, McGeachin, Meyer, Miller, Mitchell, Naccarato, Nielsen, Pasley-Stuart, Raybould, Ridinger, Ring, Ringo, Roberts, Robison, Rydalch, Saylor, Shepherd, Shirley, Skippen, Smith(30), Smylie, Snodgrass, Stevenson, Trail, Wills. Total -- 56.

NAYS -- Barrett, Bayer, Harwood, Kulczyk, McKague, Moyle, Wood. Total -- 7.

Absent and excused -- Bradford, Crow, Jones, Sali, Schaefer, Smith(24), Mr. Speaker. Total -- 7.

Total -- 70.

Whereupon the Acting Speaker declared **H 667** passed the House. Title was approved and the bill was ordered transmitted to the Senate.

**H 727** was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Acting Speaker recognized Mrs. Rydalch to open debate.

The question being, "Shall **H 727** pass?"

Roll call resulted as follows:

AYES -- Andersen, Barraclough, Barrett, Bauer, Bayer, Bedke, Bell, Black, Block, Boe, Bolz, Campbell, Cannon, Clark, Collins, Deal, Denney, Douglas, Eberle, Edmunson, Ellsworth, Eskridge, Field(18), Field(23), Gagner, Garrett, Harwood, Henbest, Jaquet, Kellogg, Kulczyk, Lake, Langford, Langhorst, Martinez, McGeachin, McKague, Meyer, Miller, Moyle, Naccarato, Nielsen, Pasley-Stuart, Raybould, Ridinger, Ring, Ringo, Roberts, Robison, Rydalch, Saylor, Shepherd, Shirley, Skippen, Smith(30), Smylie, Snodgrass, Stevenson, Trail, Wills, Wood. Total -- 61.

NAYS -- None.

Absent and excused -- Bradford, Crow, Cuddy, Jones, Mitchell, Sali, Schaefer, Smith(24), Mr. Speaker. Total -- 9.

Total -- 70.

Whereupon the Acting Speaker declared **H 727** passed the House. Title was approved and the bill was ordered transmitted to the Senate.

**S 1207** was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Acting Speaker recognized Mr. Ridinger to open debate.

The question being, "Shall **S 1207** pass?"

Roll call resulted as follows:

AYES -- Andersen, Barraclough, Barrett, Bauer, Bayer, Bedke, Bell, Black, Block, Boe, Bolz, Bradford, Campbell,

Cannon, Collins, Cuddy, Deal, Denney, Douglas, Eberle, Edmunson, Ellsworth, Eskridge, Field(18), Field(23), Gagner, Garrett, Harwood, Henbest, Jaquet, Kellogg, Kulczyk, Lake, Langford, Langhorst, Martinez, McGeachin, McKague, Meyer, Miller, Moyle, Naccarato, Nielsen, Pasley-Stuart, Raybould, Ridinger, Ring, Ringo, Roberts, Robison, Rydalch, Sayler, Shepherd, Shirley, Skippen, Smith(30), Smith(24), Smylie, Snodgrass, Stevenson, Trail, Wills, Wood. Total -- 63.

NAYS -- None.

Absent and excused -- Clark, Crow, Jones, Mitchell, Sali, Schaefer, Mr. Speaker. Total -- 7.

Total -- 70.

Whereupon the Acting Speaker declared **S 1207** passed the House. Title was approved and the bill was ordered returned to the Senate.

**S 1208** was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Acting Speaker recognized Mrs. Ellsworth to open debate.

The question being, "Shall **S 1208** pass?"

Roll call resulted as follows:

AYES -- Andersen, Barraclough, Barrett, Bauer, Bayer, Bedke, Bell, Black, Block, Boe, Bolz, Bradford, Campbell, Cannon, Clark, Collins, Cuddy, Deal, Denney, Douglas, Eberle, Edmunson, Ellsworth, Eskridge, Field(18), Field(23), Gagner, Garrett, Harwood, Henbest, Jaquet, Kellogg, Kulczyk, Lake, Langford, Langhorst, Martinez, McGeachin, McKague, Meyer, Miller, Moyle, Naccarato, Nielsen, Pasley-Stuart, Raybould, Ridinger, Ring, Ringo, Roberts, Robison, Rydalch, Sayler, Shepherd, Shirley, Skippen, Smith(30), Smith(24), Smylie, Snodgrass, Stevenson, Trail, Wills, Wood. Total -- 64.

NAYS -- None.

Absent and excused -- Crow, Jones, Mitchell, Sali, Schaefer, Mr. Speaker. Total -- 6.

Total -- 70.

Whereupon the Acting Speaker declared **S 1208** passed the House. Title was approved and the bill was ordered returned to the Senate.

**S 1209** was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Acting Speaker recognized Mr. Andersen to open debate.

The question being, "Shall **S 1209** pass?"

Roll call resulted as follows:

AYES -- Andersen, Barraclough, Bauer, Bayer, Bedke, Bell, Black, Block, Boe, Bolz, Bradford, Campbell, Cannon, Clark, Collins, Cuddy, Deal, Denney, Douglas, Edmunson, Ellsworth, Eskridge, Field(18), Field(23), Gagner, Garrett, Harwood, Henbest, Jaquet, Kellogg, Kulczyk, Lake, Langford, Langhorst,

Martinez, McGeachin, McKague, Meyer, Miller, Mitchell, Moyle, Naccarato, Nielsen, Pasley-Stuart, Raybould, Ridinger, Ring, Ringo, Roberts, Robison, Rydalch, Sayler, Shepherd, Shirley, Skippen, Smith(30), Smith(24), Smylie, Snodgrass, Stevenson, Trail, Wills, Wood. Total -- 63.

NAYS -- Barrett. Total -- 1.

Absent and excused -- Crow, Eberle, Jones, Sali, Schaefer, Mr. Speaker. Total -- 6.

Total -- 70.

Whereupon the Acting Speaker declared **S 1209** passed the House. Title was approved and the bill was ordered returned to the Senate.

**S 1226** was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Acting Speaker recognized Mrs. McKague to open debate.

The question being, "Shall **S 1226** pass?"

Roll call resulted as follows:

AYES -- Andersen, Barraclough, Barrett, Bauer, Bayer, Bedke, Bell, Black, Block, Boe, Bolz, Bradford, Campbell, Cannon, Clark, Collins, Cuddy, Deal, Denney, Douglas, Edmunson, Ellsworth, Field(18), Field(23), Gagner, Garrett, Harwood, Henbest, Jaquet, Kellogg, Kulczyk, Lake, Langford, Langhorst, Martinez, McGeachin, McKague, Meyer, Miller, Mitchell, Moyle, Naccarato, Nielsen, Pasley-Stuart, Raybould, Ridinger, Ring, Ringo, Roberts, Robison, Rydalch, Sali, Sayler, Shepherd, Shirley, Skippen, Smith(30), Smith(24), Smylie, Snodgrass, Stevenson, Trail, Wills, Wood. Total -- 64.

NAYS -- None.

Absent and excused -- Crow, Eberle, Eskridge, Jones, Schaefer, Mr. Speaker. Total -- 6.

Total -- 70.

Whereupon the Acting Speaker declared **S 1226** passed the House. Title was approved and the bill was ordered returned to the Senate.

**H 527** was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Acting Speaker recognized Mr. Gagner to open debate.

The question being, "Shall **H 527** pass?"

Roll call resulted as follows:

AYES -- Andersen, Barraclough, Bayer, Bell, Black, Block, Boe, Bolz, Campbell, Cannon, Collins, Cuddy, Deal, Denney, Douglas, Edmunson, Ellsworth, Field(18), Field(23), Gagner, Garrett, Henbest, Jaquet, Kellogg, Langhorst, Martinez, McGeachin, Meyer, Miller, Mitchell, Naccarato, Pasley-Stuart, Raybould, Ring, Ringo, Roberts, Robison, Rydalch, Sayler, Shepherd, Skippen, Smith(30), Smith(24), Smylie, Snodgrass, Stevenson, Wills. Total -- 47.

NAYS -- Barrett, Bauer, Bedke, Bradford, Clark, Eskridge, Harwood, Kulczyk, Lake, Langford, McKague, Moyle, Nielsen, Ridinger, Sali, Shirley, Trail, Wood. Total -- 18.

Absent and excused -- Crow, Eberle, Jones, Schaefer, Mr. Speaker. Total -- 5.

Total -- 70.

Whereupon the Acting Speaker declared **H 527** passed the House. Title was approved and the bill was ordered transmitted to the Senate.

Mr. Moyle asked unanimous consent that **H 528** retain its place on the Third Reading Calendar until Monday, March 1, 2004. There being no objection, it was so ordered.

**H 529** was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Acting Speaker recognized Mrs. Douglas to open debate.

The question being, "Shall **H 529** pass?"

Roll call resulted as follows:

AYES -- Andersen, Barraclough, Bayer, Bedke, Bell, Black, Block, Boe, Bolz, Bradford, Campbell, Cannon, Clark, Collins, Cuddy, Deal, Denney, Douglas, Eberle, Edmunson, Ellsworth, Eskridge, Field(18), Field(23), Gagner, Garrett, Henbest, Jaquet, Kellogg, Lake, Langhorst, Martinez, McGeachin, Meyer, Miller, Mitchell, Moyle, Naccarato, Nielsen, Pasley-Stuart, Ridinger, Ring, Ringo, Robison, Rydalch, Sayler, Shepherd, Shirley, Skippen, Smith(30), Smith(24), Smylie, Snodgrass, Stevenson, Trail, Wills. Total -- 56.

NAYS -- Barrett, Bauer, Harwood, Kulczyk, Langford, McKague, Raybould, Roberts, Sali, Wood. Total -- 10.

Absent and excused -- Crow, Jones, Schaefer, Mr. Speaker. Total -- 4.

Total -- 70.

Whereupon the Acting Speaker declared **H 529** passed the House. Title was approved and the bill was ordered transmitted to the Senate.

**H 647** was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Acting Speaker recognized Mr. Deal to open debate.

Mr. Deal asked unanimous consent that, pursuant to Rule 22, discussion of **H 501** be allowed in debate of **H 647**.

The question being, "Shall **H 647** pass?"

Roll call resulted as follows:

AYES -- Andersen, Barraclough, Bauer, Bayer, Bedke, Bell, Black, Block, Boe, Bolz, Bradford, Campbell, Cannon, Clark, Collins, Cuddy, Deal, Denney, Douglas, Eberle, Edmunson,

Eskridge, Field(18), Field(23), Gagner, Garrett, Harwood, Henbest, Jaquet, Kellogg, Lake, Langford, Langhorst, Martinez, McGeachin, Meyer, Miller, Mitchell, Moyle, Naccarato, Nielsen, Pasley-Stuart, Raybould, Ridinger, Ring, Ringo, Roberts, Robison, Rydalch, Sayler, Shepherd, Shirley, Skippen, Smith(30), Smith(24), Smylie, Snodgrass, Stevenson, Trail, Wills. Total -- 60.

NAYS -- Barrett, Ellsworth, Kulczyk, McKague, Sali, Wood. Total -- 6.

Absent and excused -- Crow, Jones, Schaefer, Mr. Speaker. Total -- 4.

Total -- 70.

Whereupon the Acting Speaker declared **H 647** passed the House. Title was approved and the bill was ordered transmitted to the Senate.

Mr. Moyle asked unanimous consent that the remaining bills on the Third Reading Calendar retain their places until Monday, March 1, 2004. There being no objection, it was so ordered.

There being no objection, the House advanced to the Sixteenth Order of Business.

### Adjournment

Mr. Moyle moved that the House adjourn until 11 a.m., Monday, March 1, 2004. Seconded by Ms. Jaquet. Motion carried.

Whereupon the Acting Speaker declared the House adjourned at 9:36 a.m.

LAWRENCE DENNEY, Acting Speaker

ATTEST:

PAMM JUKER, Chief Clerk